

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

January 26, 2005

DIVISION ONE

Court convened at 9:00 a.m.

Present: Spencer, P.J., Vogel (Miriam A.), J., Mallano, J., Suzukawa, J. (Assigned) and P. Gonzalez, Deputy Clerk.

B171069 Tailored Systems, Inc. v. Rabin et al.

Argument waived, cause submitted.

Each of the following:

B166050 Armijo v. Miles, M.D.

B173813 Marmureanu v. Laks

Oral argument continued to February 23, 2005.

B172607 James F. O'Toole Co., Inc.

v.

Los Angeles Kingsbury Court Owners Association

Merits:

Argued by John F. Kunath, Jr. for appellant and by Michael Rapkin for respondent. Cause submitted.

DIVISION ONE (Continued)

B171322 Donald Metcalf et al.
v.
Nash & Edgerton et al.

Merits:
Argued by James A. Shalvoy for appellants and by John A. Crose, Jr., for respondents. Cause submitted.

B172733 Nicky C. Pascual
v.
Lee Cardenas et al.

Merits:

Argued by Maxcy D. Filer for appellant and appearance by Ann Smith for respondent. Cause submitted.

B169837 Shimshon Gabay et al.
v.
Mordechai Orian

Merits:
Argued by John A. Goalwin for appellant and no appearance for respondents. Cause submitted.

B172810 Daniel Garite
v.
Gold Coast Broadcasting et al.

Merits:
Argued by Gary L. Bostwick for appellants and by Iris Winnann for respondent. Cause submitted.

DIVISION ONE (Continued)

B173905 Roknedin Rokni
 v.
 Manucher Mostadim

Merits:
Argued by Donald A. Cook for appellant and by Charles Gardner
and Nico N. Tabibi for respondent. Cause submitted.

B174566 Elizabeth Sweedyk
 v.
 Joe Acosta

Merits:
Argued by Hersh V. Kapoor for appellant and by Robert J. Nastase
for respondent. Cause submitted.

B176052 Ann Marie Galant
 v.
 City of Carson

Merits:
Argued by Wayne D. Clayton for appellant and by Dennis C.
DePalma and Lorraine H. O'Hara for respondents. Cause submitted.

Mallano, J. leaves the bench.

Court in recess at 11:06 a.m.

Court reconvened at 11:12 a.m.

Present: Spencer, P.J., Vogel (Miriam A.), J., Mallano, J., Suzukawa, J. (Assigned) and
P. Gonzalez, Deputy Clerk.

DIVISION ONE (Continued)

B172698 John Monks et al.
 v.
 City of Rancho Palos Verdes

Merits:
Argued by Stuart Miller and Scott Wellman for appellants and by Gregory M. Kunert for respondent. Cause submitted.

Vogel, J. leaves the bench.

B177857 Apple Computer, Inc.
 v.
 Superior Court, Los Angeles County
 (Lawrence R. Cagney, r.p.i.)

Merits:
Argued by Kevin M. Fong for petitioner and by Allan A. Sigel for real party in interest. Cause submitted.

B169632 Ernestine Hood et al.
 v.
 Compton Community College District et al.

Merits:
Argued by Stanley R. Raskin for appellants and by Stephan Birgel for respondent. Cause submitted.

B170134 James P. Worden et al.
 v.
 Kenneth C. Yingling et al.

Merits:
Argued by Pat Murphy for appellants and by Bruce Butler for respondents. Cause submitted.

DIVISION ONE (Continued)

B167487 Cryport Systems
v.
CNA Financial Corporation et al.

Merits:
Argued by Donald R. Hall for appellant and by Gina McCoy for respondents. Cause submitted.

Court adjourned at 12:31 p.m.

DIVISION THREE

B171200 Los Angeles County, D.C.S. (Not for Publication)
v.
John F.

The judgment is reversed.

Aldrich, J.

We concur: Croskey, Acting P.J.
 Kitching, J.

B170802 People v. Nelson (Not for Publication)

The judgment is affirmed.

Aldrich, J.

We concur: Croskey, Acting P.J.
 Kitching, J.

January 26, 2005 (Continued)

DIVISION THREE (Continued)

B171676 Foerster (Not for Publication)
v.
Bohbot, et al.

Affirmed in part and reversed in part.

Kitching, J.

We concur: Klein, P.J.
Croskey, J.

DIVISION FOUR

B169603 Strathvale Holdings et al. (Not for Publication)
v.
E.B.H. et al.

The order vacating the default judgments and dismissing the action as to Maria and Daniel is affirmed. The appeal from the order as to Eytan Halevy is dismissed as untimely.

Epstein, P.J.

We concur: Curry, J.
Grimes, J. (Assigned)

DIVISION SIX

B170355 People (Certified for Publication)
v.
Thoma

The judgment is affirmed.

Yegan, J.

I concur: Coffee, J.
I dissent: Gilbert, P.J. (Opinion)

January 26, 2005 (Continued)

DIVISION SIX (Continued)

B170504 People (Not for Publication)
v.
Clark

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
 Coffee, J.

B171389 People (Not for Publication)
v.
Storm

The judgment is affirmed.

Gilbert, P.J.

We concur: Coffee, J.
Perren, J.

B172608 People (Not for Publication)
v.
Quinn

The judgment is affirmed.

Yegan, J.

I concur: Gilbert, P.J.
I concur: Perren, J. (opinion)

January 26, 2005 (Continued)

DIVISION SIX (Continued)

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The judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.
Perren, J.

B172911 People (Not for Publication)
v.
Folts

The judgment is affirmed.

Gilbert, P.J.

We concur: Coffee, J.
Perren, J.

B164912 People (Not for Publication)
v.
Vargas et al.

We dismiss the appeal of Alejandra Nunez. The judgment concerning Alvarado and Vargas is affirmed.

Gilbert, P.J.

We concur: Yegan, J.
Perren, J.

DIVISION SEVEN

B172947 People (Not for Publication)
v.
Murga

The judgment is affirmed.

Perluss, P.J.

We concur: Johnson, J.
 Zelon, J.

DIVISION EIGHT

B168419 People (Not for Publication)
v.
Sedrakyan et al.

The matter is remanded to the trial court for determination of the specific amount of restitution to be awarded to Mikael, Aganov, and Tergevorkyan. In all other respects, the judgments are affirmed.

Flier, J.

We concur: Cooper, P.J.
Boland, J.

B170874 People (Certified for Partial Publication)
v.
Diaz

The judgment is reversed.

Flier, J.

We concur: Cooper, P.J.
Rubin, J.

DIVISION EIGHT (Continued)

B170099 Skobin (Not for Publication)

V.

County Of Los Angeles et al.

The judgment is affirmed in part and reversed in part. The dismissal of Cunningham and Northridge is reversed. The dismissal of Beverly, Hobson, Hazel, Rodney, Swanson, and the County of Los Angeles is affirmed. Each party to bear his, her, or its own costs.

Cooper, P.J.

We concur: Rubin, J.

Flier, J.

B165076 Romero (Not for Publication)

V.

City Of Commerce et al.

The judgment is affirmed.

Cooper, P.J.

We concur: Boland, J.

Flier, J.